

NOV 18 2004
O.I.P.E. SC
PATENT & TRADEMARK

IFW

AMENDMENT TRANSMITTAL LETTER (Small Entity) Applicant(s): Leonard A. DENI	Docket No. KEYP:120US
--	--

Application No. 10/605,711	Filing Date 10/21/2003	Examiner Steven O. Douglas	Customer No. 24041	Group Art Unit 3751	Confirmation No. 2710
--------------------------------------	----------------------------------	--------------------------------------	------------------------------	-------------------------------	---------------------------------

Invention: **APPARATUS FOR EVACUATING BAGS**

COMMISSIONER FOR PATENTS:

Transmitted herewith is an amendment in the above-identified application.

☐ Applicant claims small entity status. See 37 CFR 1.27

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	5 -	20 =	0 x	\$9.00	\$0.00
INDEP. CLAIMS	1 -	3 =	0 x	\$43.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00

- ☒ No additional fee is required for amendment.
 - ☐ Please charge Deposit Account No. _____ in the amount of _____
 - ☐ A check in the amount of _____ to cover the filing fee is enclosed.
 - ☒ The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0822
 - ☒ Any additional filing fees required under 37 C.F.R. 1.16.
 - ☒ Any patent application processing fees under 37 CFR 1.17.
 - ☐ Payment by credit card. Form PTO-2038 is attached.
- WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

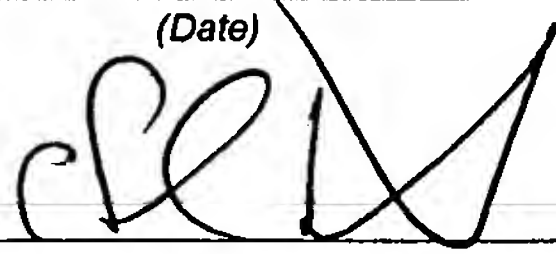


Signature

Dated: November 16, 2004

C. Paul Maliszewski, P.E.
Registration No. 51,990
CUSTOMER NO. 24041
Simpson & Simpson, PLLC
5555 Main Street
Williamsville, NY 14221-5406
Telephone No. 716-626-1564

CPM/KRB
CC:

I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on Nov. 16, 2004 (Date) 
Signature of Person Mailing Correspondence C. Paul Maliszewski
Typed or Printed Name of Person Mailing Correspondence



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: DENI, Leonard A.

U.S. Patent Application No. 10/605,711

For: **APPARATUS FOR EVACUATING BAGS**

Filed: October 21, 2003

Examiner: Steven O. DOUGLAS

Group Art Unit: 3751

Confirmation No.: 2710

Customer No.: 24041

Certificate of Mailing by First Class Mail

I certify that this Amendment and Request for Reconsideration is being deposited on November 16, 2004 with the U.S. Postal Service as first class mail under 37 C.F.R. §1.8 and is addressed to the Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.


C. Paul Maliszewski, P.E.

AMENDMENT AND REQUEST FOR RECONSIDERATION

Mail Stop Amendment
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Honorable Sir:

This is a reply to the Office Action dated August 26, 2004 regarding the above-identified patent application.

Amendments to the Claims are reflected in the listing of claims, which begins on page 2 of this paper.

Remarks/Arguments begin on page 3 of this paper.